(iii) (a) Annual Administration Report of Nhava-Sheva Port Trust, for the year 1987-88.

(b) Review by Government on the working of the Port Trust.

(c) Statement giving reasons for the delay in laying the paper mentioned at (a) above.

[Placed in Library *See* No. LT-7636/89 for a (a) to (c)]

(iv) (a) Annual Administration Report of the New Mangalore Port Trust, Panambur, for the year 1987-88.

(b) Review by Government on the working of the Port Trust.

(c) Statement giving reasons for the delay in laying the paper mentioned at (a) above.

[Placed in Library. *See* No. LT-7703/89 for (a) to (c)]

(v) (a) Annual Administration Report of the Paradip Port Trust, for the year 1987-88.

(b) Review by Government on the working of the Port Trust.

(c) Statement giving reasons for the delay in laying the paper mentioned at (a) above.

[Placed in Library. *See* No. LT-7637/89 for (a) to (c)]

THE DEPUTY CHAIRMAN: Statutory Resolution seeking disapproval of the Income-tax (Amendment) Ordinance, 1989, and the Income-Tax (Amendment) Bill, 1989.

RE. LAYING OF THAKKAR COMMISSION REPORT ON THE TABLE OF THE HOUSE

SHRI M. S. GURUPADASWAMY (Karnataka): May I just make a submission, Madam? As you are aware, we had on an earlier occasion requested the Chair to send word to the Government that it should lay all the papers regarding Thakkar Commission Report. That is pending. We have not been told whether they are laying all the materials regarding this report. In the other House, the matter has been referred to the Attorney-General for his opinion. I am not sure whether he has given his opinion or not. But here, without all the material being made available to us, our debate on Monday and Tuesday will be handicapped. Therefore, I demand that all the materials–annexures, minutes, memoranda, all the questionnaires and the replies should be made available to us so that there can be a full-dress debate; otherwise the debate will be truncated. May I, therefore, request you to let us know in the course of the day what the decision taken is? Our demand is, as I said earlier, that all the materials, Volumes II, III and IV and any other material relevant to that report, should be made available to the House.

SHRI SUKOMAL SEN (West Bengal): Madam, I support what Mr. Gurupadaswamy has said. Some volumes are still pending for laying on the Table. The debate is slated for 3rd and 4th of next month. Now without going through those volumes, it will be very difficult for us to discuss the subject in a full-fledged manner. Many things will be left out and it will lead to further suspicion in the minds of people about the assassination of the late Prime Minister. I would request the Government to see to it that these volumes are laid on the Table today and made available to us so that we can go through these on Saturday and Sunday. Thank you.

SHRI PARVATHANENI UPENDRA (Andhra Pradesh): Madam, there are reliable rumours that the Government has decided ...

SHRI V. NARAYANASAMY (Pondicherry): So rumours are also "reliable"!

SHRI PARVATHANENI UPENDRA : ... almost to place those three volumes also on the Table. If they are

deciding like that, it would be better if they place these immediately because I believe they contain about two thousand pages each and if you read at the rate of hundred pages a day, you may not complete in the next two days. Therefore, kindly see that they are placed immediately. Let the Government react to it and say whether they are placing them or not.

THE DEPUTY CHAIRMAN: We don't take cognizance of rumours in this House. Mr. Advani.

कृषि मंत्री (श्री भजन लाल): और बातों का पता लगेगा वह भी बता दो साथ में... **(व्यवधान)**

SHRI LAL K. ADVANI (Madhya Pradesh): Madam Deputy Chairman, "reliable rumour" is a contradictory phrase and I would say that, perhaps, it should have been "reliable reports." If those reports are correct, I would be very happy. So far as this particular aspect about the three volumes is concerned, even though it was not a question of law at all, it has been referred to the Attorney-General in the other House. So, we will await the decision. But, so far as the Special Investigation Team's report is concerned, that has nothing to do with anyone else outside except the executive, except the Government.

THE MINISTER OF STATE IN THE MINISTRY OF PARLIAMENTARY AFFAIRS (SHRI M. M. JACOB): Are we discussing the merits?

SHRI LAL K. ADVANI: No, we are not discussing that. I am saying only the point raised by my colleague, namely, that the proposed discussion on the Thakkar Commission's report on the 3rd and 4th should be purposeful and meaningful. For that purpose alone I would insist again, I would urge the Government again, to place the report of the SIT headed by Mr. Anand Ram also on the Table. Otherwise, make it available in the Library so that we can see how the allegations made by the Thakkar Commission have been countered in order to exonerate certain officials, etc. In fairness to every one, I do not see why it is being held back. So far as the pending matters are concerned, they could be held back. But, so far as the report, to the extent it is completed—as has been said by the Prime Minister, it has been completed—is concerned, there should be no hesitation even on that. But, Madam, I would say that this House must be taken into confidence. We should know where we stand. We should not have to refer to the press reports and all that or rely on rumours.

THE DEPUTY CHAIRMAN: "Reliable rumours"!

SHRIMATI JAYANTHI NATARAJAN (Tamil Nadu): Madam, I wanted to seek a clarification on the same subject. ...(*Interruptions*)...

THE DEPUTY CHAIRMAN: I will call you, I will call everybody—like another Question Hour.

SHRIMATI JAYANTHI NATARAJAN: The other day, Advaniji ..

SHRI PARVATHANENI UPENDRA: Have you become the Deputy Leader of the Congress Party?

SHRIMATI JAYANTHI NATARAJAN: I wish!

Madam, the other day, Advaniji and Mr. Upendra were saying if I remember correctly, about the privilege of this House being at stake, that what was offered for the inspection of the Speaker—the entire documents—was not offered for the inspection of the Chairman. I want a clarification whether the papers were offered to the Chairman and whether it was on the same day.. (*Interruptions*)...

THE DEPUTY CHAIRMAN: The Chairman also has ...

SHRIMATI JAYANTHI NATARAJAN: I want to know whether it was on the same day because he said that now. I want to know whether the offer was made on the same day to the Chairman as it was done to the Speaker because, if so, what they said on that day was totally incorrect and those statements were made without regard to the correct facts. So, let us find out, let the House know. ...(*Interruptions*)...

THE DEPUTY CHAIRMAN: I will find out and give you the exact position.

SHRI N. E. BALARAM (Kerala): Madam Deputy Chairman, there are no two opinions about the question of the three remaining volumes which are not placed on the Table of the House. Formerly there was a dispute on that question also but now that question does not come: everybody agrees that some reports remain. We have already decided to have a discussion on Monday. So, I would support the points raised by my friends on this side that all the documents should be placed on the Table without raising technical points, because they can raise technical points and hold them back. My request is, please don't raise technical points. We are seeking the truth and, so, all the reports should be placed on the Table so that we can have a proper, meaningful discussion on Monday. Why should you hide anything? You can put everything on the Table.

SHRI CHITTA BASU (West Bengal): Madam, I also join my other friends in requesting the Government to place all the information regarding the Thakkar Commission's report on the Table of the House. But, specially, I would draw your attention to the demand which has been raised on several occasions regarding the documents of the SIT because they are very relevant in the sense that unless we are in possession of the SIT report, we cannot do justice to the Thakkar Commission's report ...in the sense that, as has been mentioned earlier, the Thakkar Commission's finding has been negated rather by the SIT Report. In order to understand the actual position in this matter, it is necessary to know the details which are in the SIT Report. I would, therefore, Madam, request you kindly to ask the Government to place the SIT Report along with other relevant papers so that we can do justice to the entire Report of the Thakkar Commission.

श्री ईश दत्त यादव (उत्तर प्रदेश): माननीय उपसभापति जी ...

उपसभापति : अच्छा हुआ कि आप हिंदी में बोले। इससे पहले तो सब अंग्रेजी में बोले थे। इस सदन में हिंदी में भी भाषण होना चाहिए।

श्री ईश दत्त यादव : माननीय उपसभापति जी, विपक्ष के माननीय नेताओं ने जो विचार व्यक्त किये हैं, मै अपने को उससे संबद्ध करता हूं। महोदया, सरकार को चाहिए कि इस सदन को और पूरे देशवासियों को विश्वास में ले, लेकिन सरकार ने जान-बूझ करके ठक्कर आयोग की केवल अधूरी रिपोर्ट को पेश किया है।

मैं अपने माननीय नेताओं के साथ मांग करता हूं कि सरकार को चाहिए कि वह अविलम्ब जो शेष खंड रह गये है ठक्कर आयोग की रिपोर्ट के, उसको पेश करे क्योंकि, महोदया, रोज समाचार-पत्रों में छप रहा है, आज जन सत्ता और इंडियन एक्सप्रेस में फिर छपा है कि कौन झूठा है—राजीव गांधी झूठे हैं कि आर० के० धवन झूठे हैं

श्री पवन कुमार बांसल (पंजाब): छापने वाले झूठे हैं।

श्री ईश दत्त यादव: तो इस रहस्य को खोलने के लिए और देश के सामने ठक्कर आयोग ने जो जांच करके सही रिपोर्ट दी थी, पूरे देश के सामने और इस सदन के सामने रखने के लिए और इस पर बहस करने के लिए यह जरूरी है कि जो रिपोर्ट है, वह पूरी की पूरी रिपोर्ट, महोदया, इस सदन में रखी जाए।

धन्यवाद।

THE DEPUTY CHAIRMAN: Lost and found. I will allow you to speak, Mr. Gopalsamy.

SHRI PAWAN KUMAR BANSAL: Welcome.

THE DEPUTY CHAIRMAN: I think, we should welcome Mr. Gopalsamy in one piece over here.

SHRI V. GOPALSAMY (Tamil Nadu): Thank you, Madam.

THE DEPUTY CHAIRMAN: We missed you a lot over here.

SHRI A.G. KULKARNI (Maharashtra): He has come safe from the jungle.

THE DEPUTY CHAIRMAN: Is this your maiden speech in this session?

SHRI V. GOPALSAMY: Yes.

SHRI H. HANUMANTHAPPA (Karnataka): Sri Lanka is represented in this House. ...*(Interruptions)*...

SHRI M. M. JACOB: Is it a personal explanation?

SHRI V. GOPALSAMY: I am so grateful to you, Madam, for the observation you made. I am also grateful to the Treasury Benches ....

THE DEPUTY CHAIRMAN: Not this side?

SHRI V. GOPALSAMY: Also the Opposition Benches...

THE DEPUTY CHAIRMAN: The whole House was bothered about you including the Chair.

SHRI V. GOPALSAMY: ...who were concerned about my safety.

SHRI RAOOF VALIULLAH (Gujarat): Now he is coming closer to this side. They have forgotten him.

SHRI V. GOPALSAMY: Not at all. You wait and see.

SHRI A.G. KULKARNI: Have you been brainwashed?

SHRI V. GOPALSAMY: I will brainwash others.

SHRI RAOOF VALIULLAH: He was washed thoroughly; why only brain?

THE DEPUTY CHAIRMAN: Mr. Kulkarni, only his deliberations will tell us about the state of his brain.

SHRI V. GOPALSAMY: Definitely. That will irritate Mr. Kulkarni and his colleagues. What can I do?

SHRI A. G. KULKARNI: Madam, are you celebrating or is he celebrating?

THE DEPUTY CHAIRMAN: All of us are celebrating the return of a Member.

SHRI RAOOF VALIULLAH: In one piece.

SHRI V. GOPALSAMY: Madam, I support the demand of Mr. Gurupadaswamy and my other colleagues that the entire Report of the Thakkar Commission should be tabled, and the Members should be permitted to go through all the details. Otherwise, there is no use of a discussion because the Government tries to suppress many facts, disturbing facts about a sinister conspiracy which may disturb many people. Unless the inner details which the Government now tries to suppress and hide, come to light and we discuss them, there is no use. Therefore, the entire Report of the Thakkar Commission should be tabled. That is my

[Shri V. Gopalsamy]
demand, and I fully support Mr. Gurupadaswamy.

Thank You.

THE DEPUTY CHAIRMAN: Now, I would call Mr. Jaswant Singh to speak on his Resolution.

श्री लाल कृष्ण आडवाणी: गवर्नमेंट ने इस पर कुछ कहना है?

THE DEPUTY CHAIRMAN: The Government did not say anything, but I have one thing to comment. The report—two volumes—which has already been laid on the Table of the House, is available in enough number of copies, though, of course, it may not be available to all the Members.

The sentiments expressed over here are being heard by everybody and by me too. I will convey the sentiments and I expect some reaction may come.

RE. SUBMISSION OF BACHAWAT REPORT

श्री सुरेश पचौरी (मध्य प्रदेश): महोदया, एक और बात की तरफ मैं आपके माध्यम से ध्यान आकर्षित करना चाहता हूं कि श्रमजीवी पत्रकारों और गैर-पत्रकारों की वेतन संबंधी रिपोर्ट, बछावत रिपोर्ट आज प्रस्तुत की जानी थी। मैं इस संबंध में सरकार से यह जानना चाहता हूं कि यह कब तक प्रस्तुत की जाएगी?

श्री लाल कृष्ण आडवानी (मध्य प्रदेश): इसमें विलंब बिल्कुल नहीं होना चाहिए।

उपसभापति : मैं सरकार का ध्यान इस विषय में भी दिलाऊंगी।

श्री पवन कुमार बांसल (पंजाब): मैडम, यह आज ही प्रस्तुत होनी चाहिए।

उपसभापति: अगर आज हो जाय तो ठीक है और अगर नहीं होगी तो सरकार से पूछेंगे कि कब होने वाली है? आपको इसका जवाब दे देंगे।

Let us now take up Mr. Jaswant Singh's Resolution. Mr. Jaswant Singh.

STATUTORY RESOLUTION DISAPPROVING THE INCOME-TAX (AMENDMENT) ORDINANCE, 1989 (No.1 of 1989) PROMULGATED BY THE PRESIDENT ON THE 24TH JANUARY, 1989. AND INCOME-TAX (AMENDMENT) BILL, 1989.

SHRI JASWANT SINGH (RAJASTHAN): Madam, I beg to move the following Resolution:—

> "That this House disapproves of the Income-tax (Amendment) Ordinance, 1989 (No.1 of 1989) promulgated by the President on the 24th January, 1989."

Madam,...

उपसभापति : आप तो बोलिए। आपकी आवाज इतनी जोरदार है कि सब सुन लेंगे और चुप हो जाएंगे।

श्री जसवंत सिंह : मैडम, ऐसा न हो कि आवाज निकलती रहे, परन्तु विचार न हो।

Madam, I have four principal difficulties when I move my motion of disapproval. My first submission is that in principle and in substance, any effort at governance through ordinance is to be condemned, it is to be disapproved of. I do not question the constitutional right of the Government in issuing an ordinance. That is not the matter. But if a Government were to take recourse, and every time if Government takes recourse to an